

*Amerson 4/23/07*

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I hereby certify that this correspondence for Application No. 10/821,298 is being electronically transmitted to Technology Center 3733, Attention: Michael J. Araj, via EFS-WEB, on April 19, 2007.

/David H. Brinkman/ 4/19/07  
David H. Brinkman, Reg. No. 40,532 Date

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Applicants: James R. Mujwid et al.  
Serial No.: 10/821,298  
Filed: April 9, 2004  
Confirmation No.: 1231  
Group Art Unit: 3733  
Examiner: Araj, Michael J.  
Title: **VARIABLE-AXIS SURGICAL DRIVER**  
Atty. Docket: ZMS-MI08US

Cincinnati, Ohio 45202

January 25, 2007

Mail Stop AF  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE**

Sir:

This Response is submitted in reply to the Office Action mailed on January 19, 2007. Applicants respectfully traverse the Examiner's final rejection of claims 1, 3-9, 15-21 and 32-37 for the reasons set forth below and respectfully request that the rejections be withdrawn.

Independent claims 1 and 32 are the only independent claims pending in the present application. Each of these claims recites a surgical driver including an attachment piece having a mounting structure for engaging an implant. A shaft is